

106TH CONGRESS
1ST SESSION

S. RES. 65

To authorize testimony, document production, and legal representation in
Dirk S. Dixon, et al. v. Bruce Pearson, et al.

IN THE SENATE OF THE UNITED STATES

MARCH 17, 1999

Mr. LOTT (for himself and Mr. DASCHLE) submitted the following resolution;
which was considered and agreed to

RESOLUTION

To authorize testimony, document production, and legal representation in Dirk S. Dixon, et al. v. Bruce Pearson, et al.

Whereas, in the case of Dirk S. Dixon, et al. v. Bruce Pearson, et al., Civil No. 97–998 (Cass Cty., N.D.), pending in North Dakota state court, testimony has been requested from Kevin Carvell and Judy Steffes, employees of Senator Byron L. Dorgan;

Whereas, pursuant to sections 703(a) and 704(a)(2) of the Ethics in Government Act of 1978, 2 U.S.C. §§ 288b(a) and 288c(a)(2), the Senate may direct its counsel to represent Senators and employees of the Senate with respect to any subpoena, order, or request for testimony relating to their official responsibilities;

Whereas, by the privileges of the Senate of the United States and Rule XI of the Standing Rules of the Senate, no evidence under the control or in the possession of the Senate may, by the judicial process, be taken from such control or possession but by permission of the Senate;

Whereas, when it appears that evidence under the control or in the possession of the Senate may promote the administration of justice, the Senate will take such action as will promote the ends of justice consistently with the privileges of the Senate: Now, therefore, be it

1 *Resolved*, That Kevin Carvell, Judy Steffes, and any
 2 other former or current Senate employee from whom testi-
 3 mony or document production may be required, are au-
 4 thorized to testify and produce documents in the case of
 5 Dirk S. Dixon, et al. v. Bruce Pearson, et al., except con-
 6 cerning matters for which a privilege should be asserted.

7 SEC. 2. The Senate Legal Counsel is authorized to
 8 represent Senator Byron L. Dorgan, Kevin Carvell, Judy
 9 Steffes, and any other Member or employee of the Senate
 10 from whom testimony or document production may be re-
 11 quired in connection with the case of Dirk S. Dixon, et
 12 al. v. Bruce Pearson, et al.

○